

Applicant: SKALA, Michael et al.
Serial No.: 10/004,270
Filed: December 6, 2001
Page 3

REMARKS

The present response is intended to be fully responsive to all points of objection and/or rejection raised by the Examiner and is believed to place the application in condition for allowance. Favorable reconsideration and allowance of the application is respectfully requested. Applicants assert that the present invention is new, non-obvious and useful. Prompt consideration and allowance of the claims is respectfully requested.

Status of Claims

Claims 1, 2, 4-6 and 8-10 are pending in the application. Claims 1, 2, 4-6 and 8-10 have been rejected. Claims 2, 4-6, 8 and 9 have been amended. Claim 39 has been added. Claims 1 and 10 have been canceled without prejudice or disclaimer. In making this cancellation without prejudice, Applicants reserve all rights in these claims to file divisional and/or continuation patent applications.

The amendments to the claims add no new matter.

Interviews

Initially, Applicants wish to thank Examiners Rekstad and Philippe, for granting and attending the in-person interview on March 8, 2006 and the telephone interview on May 10, 2006, with Applicants' Representative, Caleb Pollack, Reg. No. 37,912 and Rachel Bentov, a representative of the assignee.

During the March 8, 2006 interview a presentation of an embodiment of the invention and a Powerpoint™ presentation were presented. A proposed amendment to the claims was discussed in light of the prior art of record but no agreement was reached.

During the May 10, 2006 interview, a new claim (claim 39, above) was discussed in light of the prior art of record. Agreement was reached that the new claim is allowable in view of the prior art rejections of record.

New Claim

As agreed upon during the May 10, 2006 interview, new claim 39 is allowable in view of the prior art rejections of record. Furthermore, none of the prior art of record, alone or in combination, includes, for example, the limitations of "recording at a rate of two frames per second a series of images using a swallowable in-vivo device disposed within the

Applicant: SKALA, Michael et al.
Serial No.: 10/004,270
Filed: December 6, 2001
Page 4

gastrointestinal tract ... displaying the series of images ... as a moving image; ... altering the speed of display of the moving image according to [a] directional signal”, as is recited in Applicants’ new claim 39. Therefore, new claim 39 is allowable.

CLAIM REJECTIONS

35 U.S.C. § 103 Rejections

In the Office Action, the Examiner rejected claims 1, 2, 4-6 and 8-10 under 35 U.S.C. § 103(a), as being unpatentable over US Pat. No. 5,604,531 to Iddan et al. (“Iddan”) in view of US Pat. No. 4,786,982 to Wakahara (“Wakahara”).

Applicants respectfully traverse the rejection of claims 1, 2, 4-6 and 8-10 under 35 U.S.C. § 103(a), as being unpatentable over Iddan in view of Wakahara.

Claims 1 and 10 have been cancelled. The Examiner’s rejection of these claims is therefore moot.

As described above, new claim 39 is allowable. Each of claims 2, 4-6, 8 and 9, as amended, depends directly from new claim 39 and includes all of the elements thereof. Therefore, Applicants respectfully assert that claims 2, 4-6, 8 and 9 are likewise allowable.

Applicants request the rejection of claims 1, 2, 4-6 and 8-10 under 35 U.S.C. § 103(a), as being unpatentable over Iddan in view of Wakahara be withdrawn.

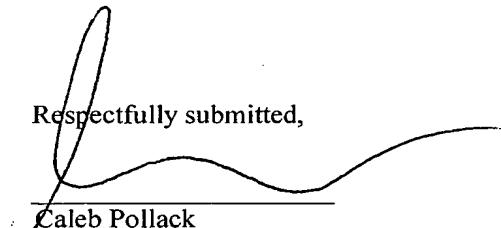
Conclusion

In view of the foregoing amendments and remarks, the pending claims are deemed to be allowable. Their favorable reconsideration and allowance is respectfully requested.

Should the Examiner have any question or comment as to the form, content or entry of this Amendment, the Examiner is requested to contact the undersigned at the telephone number below. Similarly, if there are any further issues yet to be resolved to advance the prosecution of this application to issue, the Examiner is requested to telephone the undersigned counsel.

Applicant: SKALA, Michael et al.
Serial No.: 10/004,270
Filed: December 6, 2001
Page 5

No fee is believed to be due in connection with this paper. However, if any such fee is due, please charge any fees associated with this paper to deposit account No. 50-3355.

Respectfully submitted,

Caleb Pollack
Attorney/Agent for Applicant(s)
Registration No. 37,912

Dated: May 22, 2006

Pearl Cohen Zedek Latzer, LLP
1500 Broadway, 12th Floor
New York, NY 10036
Phone: (646) 878-0800
Fax: (646) 878-0801